

00862.022172

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



| | | |
|-------------------------------------|---|------------------------|
| In re Application of: |) | |
| | : | Examiner: K. Nguyen |
| Yasuhiro SHIMADA et al. |) | |
| | : | Group Art Unit: 2881 |
| Application No.: 09/819,669 |) | |
| | : | Confirmation No.: 3218 |
| Filed: March 29, 2001 |) | |
| | : | Allowed: May 6, 2004 |
| For: ELECTRON OPTICAL SYSTEM ARRAY, |) | |
| METHOD OF FABRICATING THE SAME, | : | July 9, 2004 |
| CHARGED PARTICLE BEAM EXPOSURE |) | |
| APPARATUS, AND DEVICE | : | |
| MANUFACTURING METHOD |) | |

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SECOND LETTER REQUESTING CONSIDERATION
OF PAPERS TIMELY FILED

Sir:


Further to the Letter Requesting Consideration of Papers Timely Filed, which was filed on May 25, 2004, and further to the Notice of Allowance and a Notice of Allowability dated May 6, 2004, received by Applicants in the above-identified application, Applicants request consideration of the Fifth Supplemental Information Disclosure Statement filed on April 29, 2004, prior to issuance of the Notice of Allowance and Notice of Allowability on May 6, 2004. To date, the Examiner has not indicated his consideration of those papers. Accordingly, Applicants request that the Examiner consider the material submitted in the Fifth Supplemental Information Disclosure Statement, by returning a copy of the initialed

PTO-1449 form attached to that Information Disclosure Statement. Attached, for the Examiner's convenience, are copies of the Fifth Supplemental Information Disclosure Statement, the PTO-1449 form, and the U.S. Patent and Trademark Office date stamped postcard receipt indicating the filing of those papers on that date.

Applicants believe that no fees should be incurred in connection with filing this paper. However, the Commissioner is authorized to charge Deposit Account No. 06-1205, should any fees be associated herewith. A duplicate of this paper is enclosed for this purpose.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our address listed below.

Respectfully submitted,


Attorney for Applicants
Steven E. Warner
Registration No. 33,326

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

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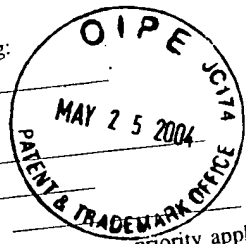
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date 5 25 2004
Mo. Day Yr.
Atty. Docket 00862.022172
Application 08/819,669

FOHS-D-08

Sir: Kindly acknowledge receipt of the accompanying:

- ☐ Response to Official Action. _____
 - ☐ Check for \$ _____ (claims fee)
 - ☐ Petition under 37 CFR 1.136 and Check for \$ _____
 - ☐ Notice of Appeal and Check for \$ _____
 - ☐ Information Disclosure Statement, PTO-1449 and _____ documents
 - ☐ Claim for priority and certified copies of _____ priority applications
 - ☐ Issue fee transmittal and Check for \$ _____
 - ☒ Other (specify) Letter Requesting Consideration of Papers Timely Filed
- by placing your receiving date stamp hereon and returning to deliverer.



Atty. SAW/EDB Due Date _____
Mo. Day Yr.

00862.022172

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| | : | Group Art Unit: 2881 |
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| | : | Allowed: May 6, 2004 |
| For: ELECTRON OPTICAL SYSTEM ARRAY, |) | |
| METHOD OF FABRICATING THE SAME, | : | May 25, 2004 |
| CHARGED PARTICLE BEAM EXPOSURE |) | |
| APPARATUS, AND DEVICE | : | |
| MANUFACTURING METHOD |) | |

Mail Stop Issue Fee

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

LETTER REQUESTING CONSIDERATION
OF PAPERS TIMELY FILED

Sir:


Applicants have received a Notice of Allowance and a Notice of Allowability dated May 6, 2004, in the above-identified application. Applicants filed a Fifth Supplemental Information Disclosure Statement on April 29, 2004, prior to issuance of the Notice of Allowance and Notice of Allowability on May 6, 2004. To date, the Examiner has not indicated his consideration of those papers. Accordingly, Applicants request that the Examiner consider the material submitted in the Fifth Supplemental Information Disclosure Statement, by returning a copy of the initialed PTO-1449 form attached to that Information Disclosure Statement. Attached, for the Examiner's convenience, are copies

of the Fifth Supplemental Information Disclosure Statement, the PTO-1449 form, and the U.S. Patent and Trademark Office date stamped postcard receipt indicating the filing of those papers on that date.

Applicants believe that no fees should be incurred in connection with filing this paper. However, the Commissioner is authorized to charge Deposit Account No. 06-1205, should any fees be associated herewith. A duplicate of this paper is enclosed for this purpose.

Applicants' undersigned attorney may be reached in our Washington, D.C. office by telephone at (202) 530-1010. All correspondence should be directed to our address listed below.

Respectfully submitted,



Attorney for Applicants
Steven E. Warner
Registration No. 33,326

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date 4 29 2004
Mo. Day Yr.
Atty. Docket 00862-02272
Application 89/89,669

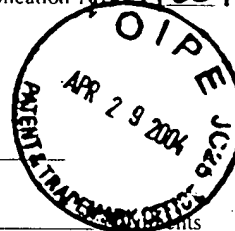
Sir:

Kindly acknowledge receipt of the accompanying:

- ☐ Response to Official Action. _____
- ☐ Check for \$ _____ (claims fee)
- ☐ Petition under 37 CFR 1.136 and Check for \$ _____
- ☐ Notice of Appeal and Check for \$ _____
- ☒ Information Disclosure Statement, PTO-1449 and SIX (6)
- ☐ Claim for priority and certified copies of _____ priority applications
- ☐ Issue fee transmittal and Check for \$ _____
- ☐ Other (specify) _____

by placing your receiving date stamp hereon and returning to deliverer.

Atty. SAU/EOB Due Date _____
Mo. Day Yr.



FD-350-00

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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



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| In re Application of: |) | |
| | : | Examiner: K. Nguyen |
| Yasuhiro SHIMADA et al. |) | |
| | : | Group Art Unit: 2881 |
| Application No.: 09/819,669 |) | |
| | : | Confirmation No.: 3218 |
| Filed: March 29, 2001 |) | |
| | : | |
| For: ELECTRON OPTICAL SYSTEM ARRAY, |) | |
| METHOD OF FABRICATING THE SAME, | : | April 29, 2004 |
| CHARGED PARTICLE BEAM EXPOSURE |) | |
| APPARATUS, AND DEVICE | : | |
| MANUFACTURING METHOD |) | |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

FIFTH SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Sir:

Further to the Information Disclosure Statements filed on October 23, 2001, January 29, 2003, June 5, 2003, August 7, 2003, and January 28, 2004, and in compliance with the duty of disclosure under 37 C.F.R. § 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, the Examiner's attention is directed to the documents listed on the enclosed PTO-1449 form and to the copending application discussed below. Copies of the listed documents are also enclosed.

These documents were cited during prosecution of copending U.S. patent application number 09/819,907, filed March 29, 2001, a copy of which was previously submitted in this application.


Applicants request that the above information be considered by the Examiner and that a copy of the enclosed PTO-1449 form be initialed and returned indicating that such information has been considered.

Applicants also would like to clarify the record. Specifically, Applicants filed a Letter Submitting Corrected PTO-1449 Form on March 4, 2004. The information given in that Letter is correct. Namely, on the second page of the List of References Cited by Applicants (PTO-1449 form attached to the Fourth Supplemental Information Disclosure Statement filed on January 28, 2004), the third-listed U.S. patent number should be -- 6,566,664 --, rather than "6,566,644." Applicants, however, carried the mistake over into the corrected PTO-1449 form attached to the above-noted Letter. In any event, the correct patent number, namely -- 6,566,664 -- was previously cited in the Third Supplemental Information Disclosure Statement filed on August 7, 2003. Accordingly, the "corrected" PTO-1449 form provided with the above-noted Letter should be ignored.

No fee is believed to be due with the filing of this paper. Nevertheless, the Commissioner is authorized to charge Deposit Account No. 06-1205 should any fee be deemed necessary for filing this paper.

Applicants' undersigned attorney may be reached in our Washington D.C. office by telephone at (202) 530-1010. All correspondence should continue to be directed to our address given below.

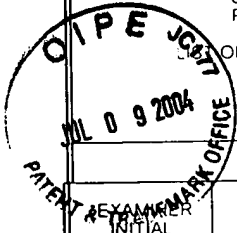
Respectfully submitted,



Attorney for Applicants
Steven E. Warner
Registration No. 33,326

FITZPATRICK, CELLA, HARPER & SCINTO
30 Rockefeller Plaza
New York, New York 10112-3801
Facsimile: (212) 218-2200

SEW/cab



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|--|--------------------|-----------------------------------|------------------|---------------------------|---------------------------------------|
| FORM PTO 1449 (modified) | | ATTY DOCKET NO 00862.022172 | | APPLICATION NO 09/819,669 | |
| U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | | APPLICANT Yasuhiro SHIMADA et al. | | | |
| OF REFERENCES CITED BY APPLICANT(S) (Use several sheets if necessary) | | FILING DATE March 29, 2001 | | GROUP 2881 | |
| April 29, 2004 | | | | | |
| U.S. PATENT DOCUMENTS | | | | | |
| EXAMINER INITIAL | DOCUMENT NUMBER | DATE | NAME | CLASS | FILING DATE IF APPROPRIATE |
| | US-6,465,796 B1 | 10/15/2002 | Haraguchi et al. | 250 | 492.23 |
| | US-4,200,794 | 04/29/1980 | Newberry et al. | 250 | 396 ML |
| | US-6,121,625 | 09/19/2000 | Ito et al. | 250 | 492.22 |
| | US-6,014,200 | 01/11/2000 | Sogard et al. | 355 | 53 |
| | US-5,731,591 | 03/24/1998 | Yamada et al. | 250 | 492.2 |
| | US-5,105,089 | 04/14/1992 | Yamada | 250 | 492.2 |
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| FOREIGN PATENT DOCUMENTS | | | | | |
| | DOCUMENT NUMBER | DATE | COUNTRY | CLASS | TRANSLATION YES/NO/ OR ABSTRACT |
| | | | | | |
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| | | | | | |
| | | | | | |
| OTHER DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.) | | | | | |
| | | | | | |
| EXAMINER | | | DATE CONSIDERED | | |

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.